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Security Council Committee established pursuant to resolution 1737 (2006)

Note verbale dated 21 February 2007 from the Permanent Mission of Japan to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of Japan to the United Nations presents its compliments to the Chairman of the Security Council Committee established pursuant to resolution 1737 (2006) and, with reference to the latter's note verbale dated 7 February 2007, has the honour to submit herewith a report pursuant to operative paragraph 19 of the said resolution (see annex).

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Annex to the note verbale dated 21 February 2007 from the Permanent Mission of Japan to the United Nations addressed to the Chairman of the Committee

JAPAN

Report to the Security Council Committee (hereinafter "the Committee") established pursuant to the Security Council resolution 1737 (2006) (hereinafter "the resolution") with regard to the implementation of paragraphs 3, 4, 5, 6, 7, 10, 12 and 17 of the resolution.

The Government of Japan (hereinafter "the Government") has taken the following measures with a view to steadily implementing the relevant paragraphs of the Resolution.

1. Announcement by the Government on February 16, 2007

Based on the resolution and the Cabinet approval on February 16, 2007, the Government announced that it would invoke "Measures based on the Foreign Exchange and Foreign Trade Law (Law No. 228 of 1948) (hereinafter "Foreign Exchange Law") to Prevent the Transfer of Financial Resources and to Prohibit the Import of Items related to Iran's Proliferation Sensitive Nuclear Activities and Development of Nuclear Weapon Delivery Systems (hereinafter "Iran's nuclear and other activities")" through Foreign Exchange Law, starting from February 17, to implement paragraphs 6, 7, and 12 of the resolution.

In addition to the aforementioned paragraphs, the Government announced that it would reinforce the implementation of the measures with regard to paragraphs 3, 4, 5, 10 and 17 of the resolution, which had been already taken under the relevant national legislation in force.

2. The measures taken by the Government

2-1 Paragraphs 3, 4 and 5

The Government has already taken, in accordance with the Foreign Exchange Law, and regulations established under the said Law such as the Export Trade Control Order (Cabinet Order No. 378 of 1949) (for goods) and the Foreign Exchange Order (Cabinet Order No. 260 of 1980) (for technologies), necessary measures to prevent the supply, sale or transfer of all items, materials, equipment, goods and technology

which could contribute to Iran's nuclear and other activities as specified in paragraphs 3 and 4.

Under these measures, exportation to Iran, of all items, materials, equipment, goods and technology specified in paragraphs 3 and 4 of the resolution continues to be subject to licensing by the Minister of Economy, Trade and Industry. In light of the resolution, licenses will not be granted for exportation to Iran of the aforementioned items, materials, equipment, goods and technology, besides exceptions which the Committee determines.

2-2 Paragraph 6

The Government has taken, in accordance with the Foreign Exchange Law and the Cabinet approval, necessary measures to prevent the provision to Iran of any technical assistance or training, financial assistance, investment, brokering or services, and the transfer of financial resources, related to the supply, sale, transfer, manufacture or use of the prohibited items, materials, equipment, goods and technology specified in paragraphs 3 and 4 of the resolution.

Under these measures, provision to Iran of technical assistance or training, brokering or services related to the items, materials, equipment, goods and technology specified in paragraphs 3 and 4 of the resolution continues to be subject to licensing by the Minister of Economy, Trade and Industry. In light of the resolution, licenses will not be granted for provision to Iran of technical assistance or training, brokering or services related to the aforementioned items, materials, equipment, goods and technology, besides exceptions which the Committee determines.

Under these measures, transfer of financial resources to Iran for the purpose of which is to contribute to supply, sale or transfer to Iran, or manufacture or use in Iran, of the items, materials, equipment, goods and technology specified in paragraphs 3 and 4 of the resolution is also subject to licensing by the Minister of Finance. In light of the resolution, licenses will not be granted for transfer of financial resources to Iran for the purpose of which is to contribute to supply, sale or transfer to Iran, or manufacture or use in Iran, of the aforementioned items, materials, equipment, goods and technology, besides exceptions which the Committee determines.

2-3 Paragraph 7

The Government has taken, in accordance with the Foreign Exchange Law and the Cabinet approval, necessary measures to prohibit the import of any of the items in documents S/2006/814 and S/2006/815.

Under these measures, importation of the items in documents S/2006/814 and S/2006/815, originating from or shipped from Iran, is subject to approval of the Minister of Economy, Trade and Industry. In light of the resolution, approvals will not be granted for these items.

2-4 Paragraph 10

The Government has already initiated, in accordance with the Law for the Establishment of the Ministry of Foreign Affairs and the Immigration Control and Refugee Recognition Act (hereinafter "Immigration Control Act"), necessary measures to exercise vigilance regarding the entry into or transit through its territories of individuals who are engaged in, directly associated with or providing support for Iran's nuclear and other activities, and to notify the Committee of the entry into or transit through its territories of the 12 persons designated in the annex of the resolution.

Under these measures, the Minister for Foreign Affairs, in accordance with the Law for the Establishment of the Ministry of Foreign Affairs, exercises strict vigilance in examination of entry/transit visas for the entry into Japan or transit of individuals who are engaged in, directly associated with or providing support for Iran's nuclear and other activities, and those designated in the annex of the resolution. The Ministry of Justice, in accordance with the Immigration Control Act, also exercises strict vigilance in landing examinations and examinations of applications for certificates of eligibility.

The Government will notify without delay the Committee of the entry into or transit through its territories of the 12 persons designated in the annex of the resolution, as well as other persons, if any, who will be additionally designated by the Security Council or the Committee.

2-5 Paragraph 12

The Government has taken, in accordance with the Foreign Exchange Law and the Cabinet approval, necessary measures to freeze the funds, other financial assets and economic resources, which are within

Japanese territory and owned or controlled by the 10 entities and 12 persons designated in the annex of the resolution as being engaged in Iran's nuclear and other activities, and to ensure that such funds, financial assets or economic resources are prevented from being available by any persons or entities, to or for the benefit of these persons and entities.

Under these measures, payments to or by, and capital transactions with, those designated in the annex of the resolution are subject to licensing by the Minister of Finance or the Minister of Economy, Trade and Industry. In light of the resolution, licenses will not be granted for these payments and capital transactions, besides the exceptions stipulated in paragraphs 13, 14 and 15.

The Government is prepared to take necessary measures to freeze the funds, other financial assets and economic resources of those persons, if any, who will be additionally designated by the Security Council or the Committee.

2-6 Paragraph 17

The Government has already initiated necessary measures to exercise vigilance and to prevent specialized teaching or training of Iranian nationals, within Japanese territory or by Japanese nationals, of discipline which would contribute to Iran's nuclear and other activities, in accordance with the Foreign Exchange Law and the Foreign Exchange Order under the said Law (with regard to transfer of technology) as well as the Law for the Establishment of the Ministry of Foreign Affairs and the Immigration Control Act (with regard to the entry into Japan).

Under these measures, transfer of technology, which would contribute to Iran's nuclear and other activities, to non-resident Iranian nationals from resident Japanese nationals continues to be subject to licensing by the Minister of Economy, Trade and Industry. In light of the resolution, licenses will not be granted for the aforementioned technology.

The Minister for Foreign Affairs, in accordance with the Law for the Establishment of the Ministry of Foreign Affairs, exercises strict vigilance regarding specialized teaching or training of Iranian nationals of disciplines which would contribute to Iran's nuclear and other activities in examination of visas for the entry into Japan. The Ministry of Justice, in accordance with the Immigration Control Act, also exercises strict vigilance regarding specialized teaching or training

of Iranian nationals of disciplines which would contribute to Iran's nuclear and other activities in landing examinations, status of residence examinations and examinations of applications for certificates of eligibility.

The Government has already initiated necessary measures to inform all the relevant education and research organizations such as universities of the obligations under the resolution and regulations in place under the national legislation regarding prevention of transfer of technology which could contribute to Iran's nuclear and other activities.